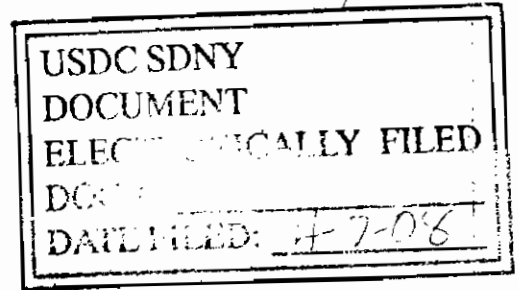


Harrell, J



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

KERYX BIOPHARMACEUTICALS, INC.,

Plaintiff,

- against -

PANION & BF BIOTECH, INC.,

Defendant.

ECF Case

07 Civ. 10376 (CSH)

STIPULATION OF  
DISMISSAL WITH  
PREJUDICE

Pursuant to Rule 41 of the Federal Rules of Civil Procedure, it is hereby stipulated and agreed, by and between the undersigned counsel, that the above-captioned action, including but not limited to any and all claims for relief asserted by either party in this action, shall be and hereby is dismissed with prejudice. The Court will retain jurisdiction to enforce the Settlement Agreement.

Dated: New York, New York  
March 14, 2008

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IT IS SO ORDERED:

Charles L. Harris  
United States District Judge

562571

April 7, 2008